



ABSTRACT

Public Servants— Department for Women, Children, Disabled and Senior Citizens, Telangana State, Telangana Secretariat, Hyderabad — Allegations against accused A 4-Sri Tallapalli Komaraiah, Warden in Govt. Home for P.H, Saleemnagar, Hyderabad (Retired from services)- Prosecution U/s. 197 (1) (b) of Cr.P.C. in Cr. No. Cr.No.03/2009 U/s. 420, 468, 471,197 r/w 34 IPC and Sec. 10&11 (IV) of The Telangana (SCs, STs, BCs) Regulation of issue of Community Certificates Act of 1993 of CID P.S, Hyderabad - Sanction – Accorded – Orders - Issued.

**DEPARTMENT FOR WOMEN, CHILDREN, DISABLED AND SENIOR
CITIZENS (ESTT)**

G.O.Ms.No. 19

Dated: 20-11-2020.

Read:-

From the Addl. Director General of Police, CID, Telangana State, Hyderabad, Letter C.No.01/C-41/C-17/PCR Cell/CID/2009-20, Date: 30.09.2020.

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ORDER:-

Whereas, the accused A-4, Sri Tallapalli Komaraiah, Warden in Government Home for Physically Handicapped (Retired from services), Saleemnagar, Hyderabad, falls under the category of public servant within the meaning of section 21 of the Indian Penal Code 1860, (Central Act 45 of 1860) and U/s. 197(4) Cr.P.C.

2. And whereas, the Addl. Director General of Police, CID, Telangana State, Hyderabad has reported that a case in Cr.No.03/ 2009 U/s. 420, 468, 471 r/w 34 IPC and Sec. 10&11 (IV) of Andhra Pradesh (SCs, STs, BCs) Regulation of issue of Community Certificates Act 1993, is registered at Crime Investigation Department P.S, Hyderabad. During the course of investigation, it came to light that A-1 Kolli Nageshwar Rao approached A-2 M.R. Srinivas Reddy, Mandal Revenue Officer, Hayathnagar, and A-3 S.Janardhan Reddy, MRI in Mandal Revenue Office, Hayathnagar during the year 1994 and obtained community certificate under SC category vide file.No.D/407 of 1994 in a fraudulent manner. A-3 S.Janardhan Reddy, submitted his verification report to A-2 without proper verification. A-1 again approached A-7 Kolisetty Laxmaiah, Tashsildhar, Himayatnagar (former Tehsildar, Saidabad) and obtained caste certificate under SC category as the proper verification was not made by A-9 Sri Anji Reddy, former, MRI, MRO Office, Saidabad and facilitated A-1 to obtain SC certificate from A-7 MRO Saidabad.

3. And whereas, during the year 2000, A-1 approached A-8 Smt. B.R.Manjula, MRO Saidabad once again and obtained caste certificate under SC as A-10 G.Ramanuja Rao, Special Revenue Inspector O/o MRO Saidabad not followed the procedure in issuing caste certificate. In other words, A-1 obtained the bogus community certificate from MRO Hayathnagar and MRO Saidabad on different occasions. On all the occasions, the concerned Revenue officials A-2, A-3, A-7 to A-10 issued the caste certificate to A-1 in contravention of the laws which amounts to an offence under Section 420, 468, 471, 197 r/w 34 IPC and section 13(1) of Telangana (Scheduled Castes, Scheduled Tribes, Backward Classes) Regulation of Issue of Communities Certificate Act, 1993 (Act No.16 of 1993).

P.T.O.

4. And whereas, A-4-Tallapalli Komaraiah, Warden in Govt. Home for P.H, A 5-Pasula Gopala Swamy, Dy. Registrar, Nizam College, Hyd. A-6 Pappala Gangadhar Rao, Dy. Director Rehabilitation issued community, nativity and date of birth certificate with their signatures and stamps, which is required to produce before Revenue Department for obtaining SC certificate in favour of A-1. Thus A-4 to A-6 facilitated A-1 to obtain the fake SC caste certificate which amounts to an offence under Section U/s 420, 468, 471, 197 r/w 34 IPC and 13 (1) of The Telangana (SCs, STs, BCs) Regulation of Issue of Communities Certificate Act, 1993. The offence against the accused has been established and the charge sheet is being filed against the accused A-4-Tallapalli Komaraiah, Warden in Govt. Home for Physically Handicapped. The aforesaid acts of A-4- Tallapalli Komaraiah, (Retired from services) constitute offences punishable U/s 420, 468, 471, 197 r/w 34 IPC and 13 (1) of The Telangana (SCs, STs, BCs) Regulation of Issue of Communities Certificate Act, 1993.

5. And where, as the Government of Telangana, being the competent authority to take action on the above said accused, after fully and carefully examining the material in respect of the aforesaid allegations and having regard to the facts and circumstances of the case, consider that the above said person should be prosecuted in the Court of Law.

6. Now, therefore in exercise of the powers conferred by sub-section (4) of section 197 of the Criminal Procedure Code, 1973 (Central Act 2 of 1974) and sub-section (2) of section 13 of The Telangana (SCs, STs, and BCs) Regulation of Issue of Communities Certificate Act, 1993, (Act 16 of 1993), Government of Telangana hereby accord sanction of prosecution of A-4-Tallapalli Komaraiah, Warden in Government Home for Physically Handicapped (Retired from services) for said offences U/S. 420, 468, 471, 197 r/w section 34 of Indian Penal Code, 1860 (Central Act 45 of 1860) and sub-section (1) of section 13 of The Telangana (SCs, STs, and BCs) Regulation of Issue of Communities Certificate Act, 1993 (Act 16 of 1993) and for any provision of law in respect of the aforesaid acts or purporting to act in discharge of their official duties and for taking cognizance of the offences by the court of competent jurisdiction. The Government of Telangana, Hyderabad further in exercise of powers conferred by sub-section (4) of section 197 of Criminal Procedure Code, 1860 and sub-section (2) of section 13 of The Telangana (SCs, STs, and BCs) Regulation of Issue of Communities Certificate Act, 1993 authorizes Deputy Superintendent of Police, PCR Cell, CID, TS, Hyderabad to prosecute above mentioned accused for the aforesaid offences by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

(D. DIVYA)
SPECIAL SECRETARY TO GOVERNMENT.

To
The Additional Director General of Police, CID, T.S., Hyderabad.

Copy to:-

Law (B) Department, Telangana, Hyderabad.

P.S to Special Secretary to Government, Department for WCD & SC.